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25 CAPITOL STREET

CONCORD, NEW HAMPSHIRE 03301-6397

March 14, 1983

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Ms. Jean M. Tear
Plumbers' Licensing Board
105 Loudon Road
Concord, New Hampshire 03301

Re: Reduced License Fee for Retired Plumbers

Dear Ms. Tear:

You have asked whether the Plumbers Board may set a reduced license fee for retired individuals under its authority in RSA 329-A:5-a to establish licensing fees without complying with the requirements of the Administrative Procedures Act relative to adoption of rules. The answer to your question is "no," because RSA 329-A:14, VII specifically requires the board to adopt rules under RSA Ch. 541-A relative to "[t]he establishment of all fees required under this chapter." The notice and hearing requirements of RSA Ch. 541-A should therefore be complied with in setting any new or reduced fee.

If I can be of further assistance, please let me know.

Very truly yours,

Betsy S. Westgate

Betsy S. Westgate
Assistant Attorney General
Division of Legal Counsel

BSW:ab
#82-144-I

